

BILL NO. Z-86-07-24

ZONING MAP ORDINANCE NO. Z-

*Withdrawn*

AN ORDINANCE amending the City of  
Fort Wayne Zoning Map No. E-2.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF  
FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is  
hereby designated a B-1-A (Limited Business) District under  
the terms of Chapter 33 of the Code of the City of Fort  
Wayne, Indiana of 1974:

The North 75 feet of the West 320 feet of Lot #9  
Pavey's Addition, the City of Fort Wayne, Allen County,  
Indiana,

and the symbols of the City of Fort Wayne Zoning Map No.  
E-2, as established by Section 11 of Chapter 33 of the Code  
of the City of Fort Wayne, Indiana are hereby changed  
accordingly.

SECTION 2. That this Ordinance shall be in full force  
and effect from and after its passage and approval by the  
Mayor.

*Per AAC*  
COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY:

*[Signature]*  
BRUCE O. BOXBERGER, CITY ATTORNEY



Read the first time in full and on motion by Eustach  
seconded by Henry, and duly adopted, read the second time  
by title and referred to the Committee Regulations (and the  
Plan Commission for recommendation) and Public Hearing to be held after  
due legal notice, at the Council Chambers, City-County Building, Fort Wayne  
Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of  
\_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

DATE: 7-22-86

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Eustach  
seconded by Redd, and duly adopted, placed on its  
passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	_____	_____	_____	_____	_____
<u>BRADBURY</u>	_____	_____	_____	_____	_____
<u>BURNS</u>	_____	_____	_____	_____	_____
<u>EISBART</u>	_____	_____	_____	_____	_____
<u>GIAQUINTA</u>	_____	_____	_____	_____	_____
<u>HENRY</u>	_____	_____	_____	_____	_____
<u>REDD</u>	_____	_____	_____	_____	_____
<u>SCHMIDT</u>	_____	_____	_____	_____	_____
<u>STIER</u>	_____	_____	_____	_____	_____
<u>TALARICO</u>	_____	_____	_____	_____	_____

DATE: 8-12-86

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort  
Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)  
(SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

ATTEST: (SEAL)

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Presiding Officer  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana  
on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_  
at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_  
19\_\_\_\_, at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

Win Moses, Jr.  
WIN MOSES, JR., MAYOR

CK# 2979

RECEIPT

COMMUNITY DEVELOPMENT & PLANNING

No 1105

FT. WAYNE, IND., 6-20 1986

RECEIVED FROM Hoffman & Hopper \$ 50.00

THE SUM OF fifty 00/100 DOLLARS

ON ACCOUNT OF 1403 E. 24th Rd.

region R-1 to B-1A

AUTHORIZED SIGNATURE



RECEIPT NO. \_\_\_\_\_

THIS IS TO BE FILED IN DUPLICATE

DATE FILED \_\_\_\_\_

INTENDED USE Flower Shop

I/We Robert R. and Joyce E. Pruse  
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne  
Indiana, by reclassifying from a/an R - 1 District to a/an B-1-A  
District the property described as follows:

The North 75' of the West 320' of Lot #9 Paveys Addition, the City of  
Fort Wayne, Allen County, Indiana.

(Legal Description) If additional space is needed, use reverse side.

ADDRESS OF PROPERTY IS TO BE INCLUDED: 1403 Getz Road

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one  
percentum (51%) or more of the property described in this petition.

<u>Thomas J. Brewer, Jr.</u>	<u>1403 Getz Road</u>	<u>Thomas J. Brewer Jr</u>
_____	<u>Fort Wayne, In. 46804</u>	_____
_____	_____	_____
(Name)	(Address)	(Signature)

(If additional space is needed, use reverse side.)

Legal Description checked by \_\_\_\_\_  
(OFFICE USE ONLY)

NOTE FOLLOWING RULES

All requests for deferrals, continuances, withdrawals, or request that the ordinance be taken under advisement shall be filed in writing and be submitted to the City Plan Commission prior to the legal notice pertaining to the ordinance being sent to the newspaper for legal publication. If the request for deferral continuance or request that ordinances be taken under advisement is received prior to the publication of the legal ad being published the head of the Plan Commission staff shall not put the matter on the agenda for the meeting at which it was to be considered. The Plan Commission staff will not accept request from petitioners for deferrals, continuances, withdrawals, or requests that an ordinance be taken under advisement, after the legal notice of said ordinance is forwarded to the newspaper for legal publication but shall schedule the matter for hearing before the City Plan Commission. (FILING FEE \$50.00)

Name and address of the preparer, attorney or agent.

<u>Edward J. Moppert, attorney</u>	<u>1212 Anthony Wayne Bank Bldg.</u>	<u>423-3331</u>
(Name)	(Address & Zip Code) 46802	(Telephone Number)

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning & Zoning  
and (CITY PLAN COMMISSION) / Room #830, City-County Building, One Main Street,  
Fort Wayne, IN 46802 (PHONE: 219/427-1140).

Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.



HOFFMAN & MOPPERT  
ATTORNEYS AT LAW

SUITE 1212 ANTHONY WAYNE BANK BUILDING  
FORT WAYNE, INDIANA 46802

JOHN E. HOFFMAN  
EDWARD J. MOPPERT

R. JOHN WRAY  
KAREN E. RICHARDS

JOHN C. HOFFMAN (1960)

TELEPHONE 423-3331  
AREA CODE 219

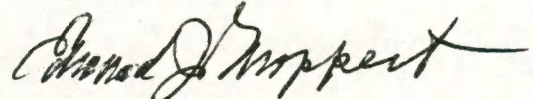
July 21, 1986

Plan Commission of the City  
of Fort Wayne  
Eighth Floor City County Bldg.  
Fort Wayne, IN 46802

Mr. Chairman and Members of the City Plan Commission:

The Petitioners for Change of Zone from R-1 to B-1-A for property described as: The North 75 feet of the West 320' Lot 9 Paveys Addition, commonly known as 1403 Getz Road, after due consideration, has decided to withdraw said petition and respectfully request that your commission approve said withdrawal.

Very truly yours,



Edward J. Moppert,  
Agent for Robert and  
Joyce Pruse, Petitioners

EJM/jk

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on July 22, 1986 referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-86-07-24; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as require by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on July 21, 1986; and,

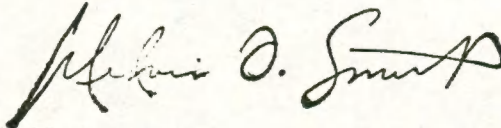
WHEREAS, a letter requesting WITHDRAWAL of the proposed ordinance has been filed with the City Plan Commission.

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance be withdrawn in accordance with the written request.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 28, 1986.

Certified and signed this  
30th day of July 1986.



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Melvin O. Smith  
Secretary



**FACT SHEET**

Z-86-07-24

BILL NUMBER

**Division of Community  
Development & Planning****BRIEF TITLE**

Zoning Ordinance Amendment

**APPROVAL DEADLINE****REASON**

From R-1 to B-1-A

**DETAILS****Specific Location and/or Address**

1403 Getz Road

**Reason for Project**

WITHDRAWN AT PETITIONER'S REQUEST

**Discussion (Including relationship to other Council actions)****POSITIONS****RECOMMENDATIONS****Sponsor**

City Plan Commission

**Area Affected**

City Wide

Other Areas

**Applicants/  
Proponents****Applicant(s)**

City Department

Other

**Opponents****Groups or Individuals**

Basis of Opposition

**Staff  
Recommendation**☐ For☐ Against

Reason Against

**Board or  
Commission  
Recommendation****By**☐ For☐ Against☐ No Action Taken☐ For with revisions to conditions  
(See Details column for conditions)**CITY COUNCIL  
ACTIONS**(For Council  
use only)☐ Pass☐ Other☐ Pass (as  
amended)☐ Hold☐ Council Sub.☐ Do not pass

**DETAILS**

**POLICY/ PROGRAM IMPACT**

Policy or  
Program  
Change

☐ No

☐ Yes

Operational  
Impact  
Assessment

(This space for further discussion)

Project Start

Date 20 June 1986

Projected Completion or Occupancy

Date 30 July 1986

Fact Sheet Prepared by

Patricia Biancaniello

Date 30 July 1986

Reviewed by

*Gary Buckle*  
Reference or Case Number

Date *30 July 1986*





## DIGEST SHEET

**ORIGINAL**

**SYNOPSIS OF ORDINANCE** 1403 Getz Road

3-86-07-24

(ASSIGN TO COMMITTEE (J.N.))



BILL NO. Z-86-07-24

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS  
REFERRED AN (ORDINANCE) (~~XXXXXXXXXX~~) (RESOLUTION) amending the City of Fort  
Wayne Zoning Map No. E-2

HAVE HAD SAID (ORDINANCE) (~~XXXXXXXXXX~~) UNDER CONSIDERATION AND BEG  
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)  
(~~RESOLUTION~~)

YES

NO

BEN A. EISBART  
CHAIRMAN

JANET G. BRADBURY  
VICE CHAIRWOMAN

DONALD J. SCHMIDT

THOMAS C. HENRY

CHARLES B. REDD

CONCURRED IN 8-12-86

SANDRA E. KENNEDY  
CITY CLERK